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10 PARADISE INVESTORS GROUP, LLC and
GREGORY D. STANFORD and AUDREY D.
11 STANFORD, as trustees of the GREGORY
STANFORD FAMILY TRUST

12 UNITED STATES DISTRICT COURT

13 DISTRICT OF NEVADA

14
15 M&I BANK, FSB,

16 Plaintiff,

17 v.

18 PARADISE INVESTORS GROUP, LLC, an
Arizona limited liability company; and
19 GREGORY D. STANFORD and AUDREY
D. STANFORD, as trustees of the
20 GREGORY STANFORD FAMILY TRUST,

21 Defendant.

22 PARADISE INVESTORS GROUP, LLC, an
Arizona limited liability company; and
23 GREGORY D. STANFORD and AUDREY
D. STANFORD, as trustees of the
24 GREGORY STANFORD FAMILY TRUST,

25 Counter-Claimant,

26 v.

27 M&I BANK, FSB

28 Counter-Defendant.

Case No. 2:11-cv-00021-JCM-LRL

**STIPULATION AND [PROPOSED]
ORDER EXTENDING DEADLINES TO
DISCLOSE EXPERT WITNESSES AND
REPORTS**

Judge: Hon. James C. Mahan

P0255001/1224907-1

STIPULATION AND [PROPOSED] ORDER EXTENDING DEADLINES FOR DISCLOSURE OF EXPERTS

1 **PLAINTIFF M&I BANK, FSB and DEFENDANTS PARADISE INVESTORS**
2 **GROUP, LLC and GREGORY D. STANFORD and AUDREY D. STANFORD**, as trustees of
3 the **GREGORY STANFORD FAMILY TRUST**, (collectively referred here in as the “parties”),
4 hereby stipulate to modify section IX of the Joint Stipulated Discovery Plan and Scheduling
5 Order and extend the current deadlines for the disclosure of expert witnesses and reports and
6 rebuttal expert witnesses and reports as follows:

RECITALS

8 WHEREAS, the motion to strike and the motion for summary judgment of plaintiff M&I
9 Bank, FSB is currently set for hearing on October 14, 2011.

10 **WHEREAS**, the parties met and conferred in good faith on and before September 14,
11 2011 by teleconference to discuss the scope of additional discovery deemed necessary by
12 Defendants to oppose the motion to strike and motion for summary judgment.

13 **WHEREAS**, the parties have conducted discovery, are continuing to conduct discovery,
14 and have agreed to include discovery related to the motion to strike and motion for summary
15 judgment.

16 **WHEREAS**, the parties have also agreed to a continuance of the hearing on plaintiff's
17 motion to strike and motion for summary judgment if the anticipated discovery related to the
18 motions cannot be completed in advance of the hearing date on October 14, 2011.

19 **WHEREAS**, the parties have agreed that the outcome of the plaintiff's motion for
20 summary judgment and/or motion to strike will facilitate a final determination of what experts are
21 necessary to further prepare this case for trial.

22 **WHEREAS**, the parties have agreed to work diligently to meet the discovery deadline of
23 November 18, 2011 and that no stipulation or order is required, at least at this time, in that regard.

STIPULATION

25 **IT IS STIPULATED** by and between the parties, by and through their respective counsel,
26 that the deadline set forth at section IX of the Joint Stipulated Discovery Plan and Scheduling
27 Order for the disclosure of expert witnesses and expert witness reports be continued by thirty (30)
28 days from September 19, 2011 to October 19, 2011.

1 **IT IS FURTHER STIPULATED** by and between the parties, by and through their
2 respective counsel, that the deadline set forth at section IX of the Joint Stipulated Discovery Plan
3 and Scheduling Order for the disclosure of rebuttal expert witnesses and rebuttal expert witness
4 reports be continued by fifteen (15) days from October 19, 2011 to November 3, 2011.

5 **IT IS FURTHER STIPULATED** by and between the parties, by and through their
6 respective counsel, that if the parties are unable to complete discovery previously noticed and
7 deemed by the parties to be necessary to support or oppose plaintiff's motion for summary
8 judgment and/or motion to strike, then the parties will request a brief continuance of the current
9 hearing date on plaintiff's motions, currently set for October 14, 2011, to a later date and time and
10 before the deadline for dispositive motions on December 19, 2011.

11 **IT IS SO STIPULATED.**

12 Respectively submitted this 19th day of September, 2011.

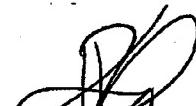
13 KOLESAR & LEATHAM, CHTD.

14 By:

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23 Attorneys of Record for Defendants
24 PARADISE INVESTORS GROUP,
25 LLC and GREGORY D. STANFORD
26 and AUDREY D. STANFORD, as
27 trustees of the GREGORY
28 STANFORD FAMILY TRUST

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ORDER

IT IS HEREBY ORDERED that the time to disclose expert witnesses and reports as set forth at section IX of the Joint Stipulated Discovery Plan and Scheduling Order in this matter is hereby extended pursuant to the parties' stipulation above from September 19, 2011 to October 19, 2011.

IT IS ALSO HEREBY ORDERED that the time to disclose rebuttal expert witnesses and reports as set forth at section IX of the Joint Stipulated Discovery Plan and Scheduling Order in this matter is hereby extended pursuant to the parties' stipulation above from October 19, 2011 to November 3, 2011.

IT IS SO ORDERED.

Dated: 9-22-11

47 Lewis

U.S. MAGISTRATE JUDGE

Respectfully submitted by:

ARCHER NORRIS

By:

Keith R. Gillette, Esq.
Nevada Bar No. 11140
2033 North Main Street, Suite 800
Walnut Creek, CA 94596-3759
Attorneys for Defendants
PARADISE INVESTORS GROUP, LLC and
GREGORY D. STANFORD and AUDREY
GREGORY STANFORD FAMILY TRUST

CERTIFICATE OF SERVICE

The undersigned does hereby certify that on the 19th day of September, 2011 a true and correct copy of the foregoing **STIPULATION AND [PROPOSED] ORDER EXTENDING DEADLINES TO DISCLOSE EXPERT WITNESSES AND REPORTS [Fed. R. Civ. Pro. 30(b)(1)]** was served to the following parties by:

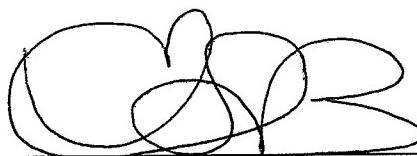
- by having a true copy of the document listed above transmitted by e-mail to the persons at the e-mail addresses set forth below. The transmissions were reported as received without error.
- Placing an original or true copy in a sealed envelope placed for collection and mailing in the United States Mail, at Las Vegas, Nevada, postage pre-paid, following ordinary business practices;
- CM/ECF (Case Management/Electronic Case Filing):

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Defendants
PARADISE INVESTORS GROUP, LLC, et al.



Elizabeth Barham